

3626
JCA

Attorney's Docket No. 5214P001RD2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application of:

Joseph Kuriacose, et al.

Application No.: 09/903,448

Filing Date: July 10, 2001

For: Apparatus For Transmitting And Receiving Executable Applications As For A Multimedia System, And System To Order An Item Using A Distributed Computing System

Examiner: Kalinowski, Alexander G.

Art Group: 3626

RECEIVED
DEC 12 2002
GROUP 3600

Commissioner of Patents and Trademarks
Washington, D.C. 20231
Attention: Office of the PetitionsPETITION TO EXPUNGE UNDER 37 C.F.R. § 1.59(b)

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DEC. 13 2002
Technology Center 2100

Sir:

The Applicant hereby respectfully request that some of the documents submitted in the Information Disclosure Statement concurrently filed be expunged if they are found not to be important to a reasonable Examiner in deciding on patentability.

The documents to be expunged are:

1. The "Comm. Frame Specification", Doc. No.: 912621-A-01-01-1.3, Project: starscan Data Delivery, Customer: Northwest Starscan, from Adaptive Micro-Ware, Inc;
2. The "SkyPix System Design", Doc. No.: 920162-K-02-01-011, Project: SkyPix System, Customer: Starscan, from Adaptive Micro-Ware, Inc.
3. The "SkyPix System Specification", Doc. No.: 920162-K-02-01-0.2, Project: SkyPix Stem, Customer: Starscan, from Adaptive Micro-Ware, Inc.
4. The "Menu Object Data Specification", Doc. No.: 921001-A-01-01-0.4, Project: Menu Generation, Customer: Starscan, from Adaptive-Micro-Ware, Inc.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on _____

December 6, 2002

Date of Deposit

Geneva Walls

Name of Person Mailing

Signature

December 6, 2002

Date

12/11/2002 SSESHE1 00000035 09903460
01 FT:1460

5. The "Specification", Doc. No.: 921071-A-02-02-0.4, Project: Data Object Delivery Interface, Customer: Northwest Starscan, from Adaptive Micro-Ware, Inc.
6. The "Specification", Doc. No.: 900171-F-10-01-2.0, Project: Comm. Frame Data Specification, Customer: Starscan, from Adaptive Micro-Ware, Inc.
7. Reilly, Mark L., Critical Issues Update, Issue Heading: Comm. Frame Spec, October 28, 1991, from Adaptive Micro-Ware, Inc., Technology Development.
8. Reilly, Mark L., Memorandum, Subject: Fractional Channel Frame Formats, October 2, 1991, from Adaptive Micro-Ware, Inc., Technology Development.
9. Menu Object, Description: A Menu Object, An Image Bitmap, Palette Colors- Number of colors in palette, from Adaptive Micro-Ware, Inc.
10. Menu Header, Description: A Menu header, entry Count. The number of header entries to follow, Menu Scroll, Description: A menu scroll, Menu Footer, Description: A menu footer, Info Block, Description: An information block, from Adaptive Micro-Ware, Inc.

The applicants hereby submit that the information contained in the above documents is proprietary material that has not been otherwise made public.

The applicants hereby commit to retain the information in the above documents for the period of any patent with regard to which the information is submitted.

The applicants submit that this Petition to Expunge is being submitted on behalf of the parties in interest who originally submitted the information.

Enclosed is the fee set forth in 35 CFR 1.17 (h) under 37 CFR 1.59(b). If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 12/6, 2002


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Fee Transmittal for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

130.00

Complete if Known

Application Number	09/903,448
Filing Date	July 10, 2001
First Named Inventor	Joseph Kuriacose
Examiner Name	Kalinowski, Alexander G.
Group/Art Unit	3626
Attorney Docket No.	5214P001RDA

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METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None

Deposit Account

Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	740	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)		(\$)			

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
		20*	= 0 X 18.00 = \$0.00	
		3*	= 0 X 84.00 = \$0.00	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple Dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		(\$)			0.00

*or number previously paid, if greater. For Reissues, see below

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	400	2252	200 Extension for reply within second month
1253	920	2253	460 Extension for reply within third month
1254	1,440	2254	720 Extension for reply within fourth month
1255	1,960	2255	980 Extension for reply within fifth month
1404	320	2401	160 Notice of Appeal
1402	320	2402	160 Filing a brief in support of an appeal
1403	280	2403	140 Request for oral hearing
1451	1,510	2451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,280	2453	640 Petition to revive - unintentional
1501	1,280	2501	640 Utility issue fee (or reissue)
1502	460	2502	230 Design issue fee
1503	620	2503	310 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Prosessing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	740	1809	370 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	740	2810	370 For each additional invention to be examined (37 CFR § 1.129(b))
1801	740	2801	370 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)			
* Reduced by Basic Filing Fee Paid			
SUBTOTAL (3)			
(\$)			
130.00			

Complete (if applicable)

Name (Print/Type)	Adam Eurst	Registration No. (Attorney/Agent)	51,710	Telephone	(408) 947-8200
Signature		Date	12/06/02		

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